

12-10-01

11/13/01 11054 U.S. P. A.

11/13/01 10/008356

11/13/01

UNITED STATES CONTINUING UTILITY PATENT APPLICATION  
under 37 C.F.R. § 1.53(b)

EL 860961047US

Atty. Docket No. 10498-00028

CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. § 1.10: The undersigned hereby certifies that this United States Patent Application and all papers noted herein as being attached, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 C.F.R. § 1.10 today, **November 13, 2001**, and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

By

Express Mail Label No.: EL 860961047 US

Assistant Commissioner for Patents  
Box Patent Application  
Washington, D.C. 20231

Enclosed herewith is a continuing patent application and the following papers:

Inventor (or application identifier): **Kenneth H. Falchuk**

Title of Invention: **COMPOUNDS AND METHODS FOR REGULATING CELL DIFFERENTIATION**

- ☐ Continuation  
☐ Divisional  
☒ Continuation-in-Part

of prior application No. 09/977,866, filed October 15, 2001.

1. ☒ Specification 126 pages (including specification, claims, abstract) / 43 claims (8 independent).
2. ☒ Declaration/Power of Attorney:  
☐ Copy from Prior Application (for continuation or divisional application)  
☐ Newly Executed Declaration (for CIP application)  
☒ Deferred under 37 C.F.R. § 1.53(f)  
☐ Deletion of Inventor(s) - Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b)  
☒ Incorporation by Reference - The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein
3. ☒ 18 Distinct sheets of ☐ Formal ☒ Informal Drawings

# UNITED STATES CONTINUING UTILITY PATENT APPLICATION

under 37 C.F.R. § 1.53(b)

Page 2

Atty. Docket No. 10498-00028

4. ☐ Preliminary Amendment is enclosed.  
☐ Amend the specification by inserting before the first line the sentence:
5. ☐ Information Disclosure Statement  
☐ Form 1449  
☐ A copy of each cited prior art reference
6. ☐ Assignment  
☐ Assignment with Cover Sheet attached  
☐ Assignment filed in prior application. Application assigned to:
7. ☒ Priority is hereby claimed under 35 U.S.C. § 119 based upon the following application(s) (provisional and foreign applications):

Country	Application Number	Date of Filing (day, month, year)
US	60/240,497	13 OCT 2000
US	60/247,299	10 NOV 2000
US	60/262,233	17 JAN 2001
US	60/264,814	29 JAN 2001

8. ☒ Priority is hereby claimed under 35 U.S.C. § 120 based upon the following application(s):

Country	Application Number	Date of Filing (day, month, year)
US	09/977,866	15 OCT 2001

9. ☐ Priority document(s)
10. ☒ Small Entity Statement  
☒ Small Entity status was claimed in prior application. Small Entity Status is still proper and desired  
☐ Small Entity status is being claimed hereby.  
☐ is no longer claimed
11. ☐ Nucleotide and/or Amino Acid Sequence Submission  
☐ Computer Readable Copy  
☐ Paper Copy (identical to computer copy)  
☐ Statement verifying identity of above copies
12. Calculation of Fees:

**UNITED STATES CONTINUING UTILITY PATENT APPLICATION**  
under 37 C.F.R. § 1.53(b)

Page 3

Atty. Docket No. 10498-00028

FEES FOR	EXCESS CLAIMS	FEE	AMOUNT DUE
Basic Filing Fee (37 C.F.R. § 1.16(a))			\$740.00
Total Claims in Excess of 20 (37 C.F.R. § 1.16(c))	23	18.00	\$414.00
Independent Claims in Excess of 3 (37 C.F.R. § 1.16(b))	5	84.00	\$420.00
Multiple Dependent Claims (37 C.F.R. § 1.16(d))	0	280.00	\$0.00
Subtotal - Filing Fee Due			\$1,574.00
	MULTIPLY BY		
Reduction by 50%, if Small Entity (37 C.F.R. §§ 1.9, 1.27, 1.28)	0.50		\$787.00
<b>TOTAL FILING FEE DUE</b>			<b>\$787.00</b>
Assignment Recordation Fee (if applicable) (37 C.F.R. § 1.21(h))	0	40.00	\$0.00
<b>GRAND TOTAL DUE</b>			<b>\$787.00</b>

13. PAYMENT is:

☐ The Commissioner is authorized to debit the instant filing fee, in the amount of \$\_\_\_\_\_, and any other fees during the pendency of this application under 37 C.F.R. §§ 1.16, 1.17 and 1.18, to Deposit Account No. 19-0733. A duplicate copy of this letter is enclosed.

☒ not included, but deferred under 37 C.F.R. § 1.53(f)

14. All correspondence for the attached application should be directed to:

John P. Iwanicki  
BANNER & WITCOFF, LTD.  
28 State Street, 28th Floor  
Boston, MA 02109  
Telephone: (617) 227-7111  
Facsimile: (617) 227-4399

15. Other: Application Data Sheets (4 pages)

Date: November 13, 2001

By: \_\_\_\_\_

John P. Iwanicki  
Reg. No. 34,628

JPI/lh  
Enclosures